

**MINUTES
OF THE REGULAR MEETING OF THE
EDINA CITY COUNCIL
HELD AT CITY HALL
APRIL 21, 2015
7:00 P.M.**

I. CALL TO ORDER

Mayor Hovland called the meeting to order at 7:10 p.m.

II. ROLL CALL

Answering rollcall were Members Brindle, Staunton, Stewart, Swenson, and Mayor Hovland.

III. MEETING AGENDA APPROVED

Member Brindle made a motion, seconded by Member Swenson, approving the meeting agenda as revised to remove Item IV.N. Request for Purchase, Two 2015 Ford Focus Sedans for the Assessing Division and add Item VIII.E. Resolution No. 2015-43 Sponsoring Application for Metropolitan Council Livable Community Grant, 66 West Apartments.

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

IV. CONSENT AGENDA ADOPTED

Member Stewart made a motion, seconded by Member Swenson, approving the consent agenda as revised to remove Item IV.L. Request for Purchase, 2015 John Deere Tractor for Public Works, as follows:

IV.A. Approve regular and work session meeting minutes of April 7, 2015

IV.B. Receive payment of the following claims as shown in detail on the Check Register dated April 9, 2015, and consisting of 33 pages; General Fund \$286,339.99; Police Special Revenue \$3,305.94; Pedestrian and Cyclist Safety Fund \$337.30; Arts and Culture Fund \$900.00; City Hall Debt Service \$975.00; Working Capital Fund \$91,351.09; Equipment Replacement Fund \$240,143.73; Art Center Fund \$6,349.13; Golf Dome Fund \$1,772.55; Aquatic Center Fund \$4,271.62; Golf Course Fund \$28,074.82; Ice Arena Fund \$57,612.26; Sports Dome Fund \$26,714.27; Edinborough Park Fund \$3,761.96; Centennial Lakes Park Fund \$5,072.62; Liquor Fund \$227,762.45; Utility Fund \$153,716.45; Storm Sewer Fund \$15,492.01; PSTF Agency Fund \$12,173.47; Centennial TIF District \$17,924.32; TOTAL \$1,184,050.98 and for receipt of payment of claims dated April 16, 2015, and consisting of 37 pages; General Fund \$1,070,341.42; Police Special Revenue \$11,764.80; Pedestrian and Cyclist Safety Fund \$2,197.00; Arts and Culture Fund \$49.00; Working Capital Fund \$48,418.48; Equipment Replacement Fund \$99.11; Art Center Fund \$3,417.19; Golf Dome Fund \$315.00; Aquatic Center Fund \$627.88; Golf Course Fund \$196,398.03; Ice Arena Fund \$55,824.45; Sports Dome Fund \$17,145.68; Edinborough Park Fund \$2,802.23; Centennial Lakes Park Fund \$4,486.00; Liquor Fund \$123,942.90; Utility Fund \$424,053.82; Storm Sewer Fund \$37.65; Recycling Fund \$36,187.38; PSTF Agency Fund \$11,463.45; Payroll Fund \$11,753.70; TOTAL \$2,019,325.17; and, Credit Card Transactions dated January 26 – February 25, 2015; TOTAL \$49,749.95

IV.C. Approve Community Health Commission Resignation and Alternate Appointment

IV.D. Adopt Resolution No. 2015-37, Calling May 6, 2015 Public Hearing to Consider Cable Television Franchise

IV.E. Request for Purchase, Construction Materials Testing Service for Arden Park D Neighborhood Reconstruction, awarding the bid to the recommended bidder, Braun Intertec Corporation at \$28,596.00

IV.F. Request for Purchase, Construction Materials Testing Service for Valley View Road Improvements, awarding the bid to the recommended bidder, Braun Intertec Corporation at \$24,945.00

- IV.G. Request for Purchase, Award of Bid Bridge Portion of Contract ENG 15-3 Arden Park D and 54th Street Project, awarding the bid to the recommended bidder, Northwest Asphalt, Inc. at \$739,812.35**
- IV.H. Adopt Resolution No. 2015-38, Local Bridge Replacement Program for 54th Street Bridge**
- IV.I. Adopt Resolution No. 2015-39, Setting Public Hearing to be held on May 19, 2015 for TH100 Noise Wall Improvements**
- IV.J. Adopt Resolution No. 2015-40, Declaring the 2015 "Open Streets on 50th" Event as an Official City of Edina Event**
- IV.K. Authorize Agreement with Minneapolis Institute of Arts**
- ~~IV.L. Request for Purchase, 2015 John Deere Tractor for Public Works~~**
- IV.M. Request for Purchase; 2015 Commodities Purchase – 1. Ready Mix Bituminous Materials, 2. Concrete, 3. Hydrofluosilicic Acid, 4. Liquid Chlorine, 5. Polyphosphate Ortho-phosphate Blend Water Treatment Chemical-50/50 Blend, 6. Tonkazorb 3%, 7. Caustic Soda, 8. Covers and Castings; awarding the bids to the recommended low bidders as follows: 1a. (SPNWB330B) MnDOT Non-Wear SpecNo. 2360 to Bituminous Roadways (picked up) at \$42.25 per ton; 1b. (SPWEA340B) MnDOT Wear SpecNo. 2360 to Bituminous Roadways (picked up) at \$46.20 per ton; 1c. (SPWEB340B) MnDOT Wear SpecNo. 2360 to Bituminous Roadways (picked up) at \$42.20 per ton; 2a. Concrete Type 3A32-1 – 3900 lbs Approximately 200 cubic yards to AVR (delivered) at \$141.00 per cubic yard (<6yd, including surcharge); 2b. Concrete Type 3A32-1 – 3900 lbs Approximately 400 cubic yards to AVR (delivered) at \$117.00 per cubic yard (>6yd); 3. Hydrofluosilicic Acid Approximately 123,000 lbs to Hawkins (delivered) at \$27.97 per cwt; 4. Liquid Chlorine Approximately 130,000 lbs per year to Hawkins (delivered) at \$33.98 per cwt; 5. Polyphosphate Ortho-phosphate Blend Water Treatment Chemical-50/50 Blend Approximately 9,800 Gallons to Hawkins (delivered) at \$4.91 per cwt; 6. Tonkazorb 3% Approximately 11,000 Gallons to Hawkins (delivered) at \$12.53 per cwt; 7. Caustic Soda Approximately 1,000 Gallons to Hawkins (delivered) at \$33.00 per cwt; 8a. Sanitary Sewer – R1733 with Self Sealing Solid Cover (or approved equal) to ESS at \$269.00 each for Complete Casting and Lid, \$150.00 each for Casting Only, and \$119.00 each for Lid Only; 8b. Storm Sewer – Round Lid R2548 (or approved equal) to ESS at \$429.00 each for Complete Casting and Lid, \$150.00 each for Casting Only, and \$279.00 each for Lid Only; 8c. Storm Sewer – Rectangular 3067V (or approved equal) to ESS at \$368.00 each for Complete Casting and Lid, \$120.00 each for Casting Only, and \$135.00 each for Lid Only; 8d. Cost of Curb Box to ESS at \$112.00 each.**
- ~~IV.N. Request for Purchase, Two 2015 Ford Focus Sedans for the Assessing Division~~**

Rollcall:

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

ITEMS REMOVED FROM THE CONSENT AGENDA

IV.L. REQUEST FOR PURCHASE, 2015 JOHN DEERE TRACTOR FOR PUBLIC WORKS – APPROVED

The Council requested that staff include information on alternative vehicles with lower emissions when vehicle proposals were submitted. **Member Stewart made a motion, seconded by Member Swenson, to approve the Request for Purchase, 2015 John Deere Tractor for Public Works, awarding the bid to the recommended bidder, Scharber & Sons, Minnesota Wanner Co., State Contract No. 74050 at \$86,430.23.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

V. SPECIAL RECOGNITIONS AND PRESENTATIONS

V.A. ARBOR DAY PROCLAMATION – PROCLAIMED

Mayor Hovland read the Arbor Day Proclamation. **Member Brindle made a motion, seconded by Member Staunton, to proclaim April 24, 2015 as Arbor Day in the City of Edina, Minnesota.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

V.B. MUNICIPAL CLERK'S WEEK, MAY 3-9, 2015 – PROCLAIMED

Mayor Hovland read the Municipal Clerks Week Proclamation. **Member Stewart made a motion, seconded by Member Swenson, to proclaim the week of May 3 through May 9, 2015 as Municipal Clerk's Week.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

V.C. BUILDING SAFETY MONTH, MAY 2015 – PROCLAIMED

Mayor Hovland read the Building Safety Month Proclamation. **Member Brindle made a motion, seconded by Member Swenson, to proclaim the month of May 2015 as Building Safety Month.**

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

David Fisher, Chief Building Official, accepted the Proclamation and thanked the Council.

V.D. MARCH SPEAK UP EDINA REPORT PRESENTED – TOPIC: STREET LIGHTS

Communications Coordinator Gilgenbach presented a summary of March opinions, both pros and cons, collected through Speak Up, Edina relating to Street Lights.

VI. PUBLIC HEARINGS HELD – Affidavits of Notice presented and ordered placed on file.

VI.A. ZONING ORDINANCE AMENDMENT REGARDING LOT DIVISION PROCEDURES, REZONING PROCEDURES, SIDEYARD SETBACK REGULATIONS AND R-2 REGULATIONS – CONTINUED TO MAY 6, 2015

Member Brindle made a motion, seconded by Member Swenson, to continue the Public Hearing to May 6, 2015.

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

VI.B. PRELIMINARY PLAT, BLAKE WOODS, 5321 AND 5331 EVANSWOOD LANE, AND 5320 AND 5324 BLAKE ROAD, FRANK BERMAN – CONTINUED TO JUNE 2, 2015

Member Stewart made a motion, seconded by Member Brindle, to continue the Public Hearing to June 2, 2015.

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

VII. COMMUNITY COMMENT

No one appeared to comment.

VIII. REPORTS / RECOMMENDATIONS

VIII.A. PROJECT UPDATE – TRACY AVENUE, VALLEY VIEW ROAD, VALLEY LANE INTERSECTION IMPROVEMENTS – RECEIVED

Engineer Millner updated the Council on the Tracy Avenue, Valley View Road, Valley Lane Intersection Improvement Project. The project sought to address concerns about traffic speeds, traffic queuing, storm water drainage, remaining service life of the watermain, and the box culvert on Valley Lane for pedestrians and bicyclists crossing Tracy Avenue while using the future Nine Mile Creek Regional Trail. Mr. Millner presented a map of the project location, existing conditions, project concept, funding plan, and project timeline.

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The Council asked questions relating to optimal routes for trail users and communication with both the Edina Transportation Commission and Three Rivers Park District.

VIII.B. RESOLUTION NO. 2015-41 ADOPTED – ACCEPTING VARIOUS GRANTS AND DONATIONS

Mayor Hovland explained that in order to comply with State Statutes; all donations to the City must be adopted by Resolution and approved by four favorable votes of the Council accepting the donations.

Member Brindle introduced and moved adoption of Resolution No. 2015-41 accepting various grants and donations. Member Stewart seconded the motion.

Rollcall:

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

VIII.C. RESOLUTION NO. 2015-42 ACCEPTING DONATION AND APPROVING AGREEMENT EDINA SOCCER CLUB – ADOPTED

Braemar Arena and Field General Manager Miller shared that the Edina Soccer Club approached the City with a proposal to provide a restricted donation to purchase a Sport Court for futsal at Braemar Arena. The City would enter into a formal agreement with the Edina Soccer Club. In exchange for the donation, the Edina Soccer Club would receive up to 500 scheduled practice hours for 15 years or the life of the Sport Court. Ms. Miller presented the history of futsal and the agreement with the Edina Soccer Club.

Jeff Norththrup, Vice President of the Edina Soccer Club, answered questions of the Council relating to operating dates and the Club's position on the proposed agreement.

The Council with the concurrence of Attorney Knutson amended the language of the proposed agreement. Paragraph 3. MONTHS OF OPERATION. should read, "Weather permitting; the futsal court shall generally be open two weeks after ice is removed from the rink until October 15th annually, subject to being closed for maintenance." Also, Sentence 1 of Paragraph 4. TERM. should read, "The term of this Agreement shall commence on May 1, 2015 and shall end November 1, 2030, or at the end of the useful life of the Sport Court as determined by the City, whichever first occurs."

The Council asked questions relating to repairs and flooring. **Member Brindle introduced and moved adoption of Resolution No. 2015-42, Accepting Donation and Approving Agreement Edina Soccer Club as amended.** Member Stewart seconded the motion.

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

VIII.D. REQUEST FOR PURCHASE, SPORT COURT FOR BRAEMAR ARENA – APPROVED

Member Swenson made a motion, seconded by Member Brindle, to approve the Request for Purchase, Sport Court for Braemar Arena, awarding the bid to the recommended bidder, C&C Courts, Inc. at \$55,440.40.

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

VIII.E. RESOLUTION NO. 2015-43 SPONSORING APPLICATION FOR METROPOLITAN COUNCIL LIVABLE COMMUNITY GRANT, 66 WEST APARTMENTS – ADOPTED

Economic Development Manager Neuendorf shared that in October 2014, the City approved the final rezoning for 3330 West 60th Street to reflect the needs of a proposed housing project by Beacon Interfaith Housing Collaborative. The developer had acquired the property and was preparing funding applications. One highly competitive grant program was the Metropolitan Council's Livable Communities Accounts. The terms of the Livable Communities Account program did not allow private developers to submit funding requests. Instead, developers partnered with municipalities and the municipality would serve as the legal sponsor of the grant application. Staff recommended that the City act as the sponsor of this grant application.

The Council asked questions relating to the requirements and legal responsibilities of the City. The Council amended the language of Paragraph II of Resolution No. 2015-43 to read, "**Be It Further Resolved**, that the City, by its agreeing to act as legal sponsor for the grant application for the Project, has no obligation to the Metropolitan Council or to Beacon, to approve any land use, permitting, or any other current or future request including any financing of the project related to any current or future proposed development of 3330 West 66th Street by Beacon."

Member Stewart introduced and moved adoption of Resolution No. 2015-43, Agreement to Sponsor a Metropolitan Council Livable Communities Demonstration Account (LCDA) Funding Application for the Redevelopment of 3330 West 66th Street, as amended.

Member Swenson seconded the motion.

Ayes: Brindle, Staunton, Stewart, Swenson, Hovland

Motion carried.

IX. CORRESPONDENCE AND PETITIONS

IX.A. CORRESPONDENCE

Mayor Hovland acknowledged the Council's receipt of various correspondence.

IX.B. MINUTES:

- 1. ENERGY AND ENVIRONMENT COMMISSION, MARCH 12, 2015**
- 2. PARK BOARD, MARCH 10, 2015**
- 3. HERITAGE PRESERVATION BOARD, MARCH 10, 2015**

Informational; no action required.

X. AVIATION NOISE UPDATE – Received

XI. MAYOR AND COUNCIL COMMENTS – Received

XII. MANAGER'S COMMENTS – Received

XIII. ADJOURNMENT

There being no further business on the Council Agenda, Mayor Hovland declared the meeting adjourned at 8:55 p.m.

Respectfully submitted,

Minutes approved by Edina City Council, May 6, 2015.

Debra A. Mangen, City Clerk

Video Copy of the April 21, 2015, meeting available.

James B. Hovland, Mayor